P BK 104 PG 58

STATE MS. -DESOTO CO.

Jul 29 12 19 PM '04

9K 104 PG 58 WH. DAVIS CH. CLK.

RECORDING REQUESTED BY/
AFTER RECORDING RETURN TO:

SMI/Attn. Wesley Hess P.O. Box 540817 Houston, Texas 77254-0817 Tel. (800) 795-5263

## **AFFIDAVIT**

465\_2405 0001825 MS / De Soto



## Doc# 2004033074

## AFFIDAVIT

STATE OF IOWA ) ss COUNTY OF DALLAS

I, David V. Gorsche, being duly sworn, hereby depose and state:

I am the Vice President and Assistant Secretary of Wells Fargo Bank, National Association, a national banking association (the "Bank"). As such, I have access to the records of the Bank and have personal knowledge that the following are true and correct statements regarding the Bank:

- On May 8, 2004, Wells Fargo Home Mortgage, Inc. merged into and with Wells Fargo Bank, National Association, with Wells Fargo Bank, National Association remaining as the surviving entity.
- Attached hereto as Exhibit A is a true and correct copy of the certification of the Comptroller of the Currency regarding the merger of Wells Fargo Home Mortgage, Inc. into and with 2. Wells Fargo Bank, National Association.

Further Affiant sayeth not.

Dated this 11th day of May 2004.

evid V. Gorsche

Vice President and Assistant Secretary Wells Fargo Bank, National Association DANK NATION

> WELLS FARGO

M &

SS

)

[SEAL]

State of Iowa

County of Dallas

I, Lisa J. Koss, Notary Public, certify that David V. Gorsche, Assistant Secretary of Wells Fargo Bank, National Association, appeared before me on this 11th day of May 2004, and signed the above certification.

Notary Public

LISA J. KOSS ion Number 702586 tion Expires April 5, 2006

STATE OF TEXAS

The above and foregoing is a true and orrect copy as the same appears on file and/or recorded in the appropriate records of Nueces County, Texas.

Thereby certified on





EXHIBIT A



Comparoller of the Currency Administrator of National Banks

Large Bank Licensing, MS 7-13 280 E Street, 6.W. Washington, DC 20219

May 10, 2004

OCC Control Nr. 2003-ML-12-0057

Ms. Patricia A. Ruedenberg Law Department/MAC N9305-170 Wells Fargo & Company 1700 Wells Fargo Center Minnespolis, Minnesota 55479

Dog Ms, Ruedenberg:

This letter is the official certification of the Comptroller of the Currency of the merger of Wells Fargo Home Mortgage, Inc., Des Moines, Iowa, into and under the charter and title of Wells Fargo Bank, National Association, Sieux Falls, South Dakota, Charter Nr. 1741, effective May 8, 2004.

Sincerely,

Richard T. Erb Licensing Manager

Return to: Stewart Murtgage 3910 Kieby Dr Suite 300 Honston, Tr 77098

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STATE OF TEXAS COUNTY OF NUECES

The above and foregoing is a true and correct copy as the same appears on tile and/or recorded in the appropriate records of Nueces County, Texas.

Thereby certified on 1991, 2004

Thereby certified on\_





STATE OF TEXAS COUNTY OF NUECES

TOURITY OF MURCES

I hereby carrily that this instrument was FiLED in File Number
Sequence on the date and at the time stamped herein by me, and
was duly RECORDED, in the Official Public Records of
Nueces County, Texas

COUNTY CLERK NUECES COUNTY, TEXAS

Any provision herein which restricts the Sale, Rental or us. of the described REAL PROPERTY because of Rese, Color, Religion, Sex, Handicap, Fervillel Status or National Origin, is invalid and unenforceable under FEDERAL LAW, 3/12/89

2004033074 les 3



STATE OF TEXAS COUNTY OF NUECES

ERNEST M. BRIONES, COUNTY CLERK OF NUECES COUNTY, EXAS, do hereby certify that the foregoing is a true and correct oby of the original record now on file and/or recorded by me in the records.

D AND SEAL OF OFFICE, this 20 04

day of ERNES M. BRIONES, COUNTY CLERK NUEDES COUNTY TEXAS ACTU